FILE COPY.

Office Supreme Court U. S.
FILED
APR 17 1906
JAMES H. McKENNEY,
Clerk.

# SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, A. D. 1905.

## No. 230.

ANTONIO ORTEGA, PLAINTIFF IN ERROR,

vs.

ANGELA LARA, DEFENDANT IN ERROR.

ERROR TO THE UNITED STATES DISTRICT COURT FOR PORTO RICO.

## MOTION FOR CONTINUANCE.

N. B. K. PETTINGILL,
GEORGE H. LAMAR,
*Attorneys for Plaintiff in Error.*

JUDD & DETWEILER (INC.), PRINTERS, WASHINGTON, D. C. 21222

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, A. D. 1905.

# No. 230.

ANTONIO ORTEGA, PLAINTIFF IN ERROR.

*vs.*

ANGELA LARA, DEFENDANT IN ERROR.

ERROR TO THE UNITED STATES DISTRICT COURT FOR PORTO RICO.

## MOTION FOR CONTINUANCE.

Now comes the plaintiff in error, by N. B. K. Pettingill and George H. Lamar, his attorneys, and moves the court for a continuance or a postponement of the above-entitled cause:

1. Because it has been discovered since the case has been placed on the assignment for hearing that the supersedeas bond required by the court below was not transmitted by the clerk of said court as a part of the record of this court; and that the order allowing the writ of error (see Record, 10) directed that the bond should be approved by the clerk; and it is deemed desirable that said defects in the record and any possible defects in the bond should be cured before the

case is heard by this court, and a reasonable time to perfect the record in this regard is craved.

2. Because defendant in error has not filed with the clerk of the court copies of his brief or argument three days before the case is called for hearing, as required by section 3 of rule 21.

N. B. K. PETTINGILL,
GEORGE H. LAMAR,
*Attorneys for Plaintiff in Error.*

---

IN THE SUPREME COURT OF THE UNITED STATES.
OCTOBER TERM, A. D. 1905.

No. 230.

ANTONIO ORTEGA, *Plaintiff in Error,*
*vs.*
ANGELA LARA, *Defendant in Error.*

**Notice of Motion for Continuance.**

SIR: Please take notice that the plaintiff in error in the above-entitled cause will, on the 17th day of April, 1906, between the hours of twelve o'clock noon and one o'clock p. m., or as soon thereafter as counsel can be heard, in the Supreme Court Room, in the city of Washington, District of Columbia, in open court, move this court for continuance herein, for the following reasons, to wit:

First. Because it has been discovered, since the case has been placed on the assignment for hearing, that the supersedeas bond required by the court below was not transmitted by the clerk of the said court as a part of the record of this court; and that the order allowing the writ of error directed that the bond should be approved by the clerk; and it is deemed desirable that the said defects in the record and any possible defects in the bond should be cured before the case

is heard by this court, and a reasonable time to perfect the record in this ragard is prayed.

Second. Because the defendant in error has not filed with the clerk of the court copies of the brief or argument three days before the case is called for hearing, as required by section 3 of rule 21.

Dated Washington, D. C., April 16, 1906.

Very respectfully,

N. B. K. PETTINGILL,
GEORGE H. LAMAR,
*Attorneys for Plaintiff in Error,*
*Fendall Building, Washington, D. C.*

To FREDERIC D. MCKENNEY, Esq.,
*Attorney for Defendant in Error, Washington, D. C.*

---

Service accepted of copy of the aforesaid motion for continuance this 17th day of April, 1906.

F. D. MCKENNEY.
*Attorney for Defendant in Error.*